

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1187 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

V J PATEL

Versus

STATE OF GUJARAT

Appearance:

MR JV JAPEE for Petitioners

MR PREMAL R JOSHI, AGP, for Respondent No. 1, 2, 3

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 20/09/2000

ORAL JUDGEMENT

1. Rule. Mr. Joshi waives service of rule on behalf of the respondents. The matter is taken up for final hearing on the request of the counsel for the parties.

2. Two fold prayers have been made by the petitioner in this special civil application, which reads as under:

(A) Your Lordships be pleased to issue a writ of mandamus and/or by a writ in the nature of mandamus and/or appropriate writ, order or direction of this Honourable court and be pleased to direct the respondent authorities to forthwith initiate the appropriate action to finalise the revised seniority list as per the statement made before this Honourable Court in Special Civil Application No.3827/99 and be further pleased to direct the respondents to finalise the revised seniority list as early as possible within some time bound programme.

(B) Your Lordships be pleased to issue a writ of mandamus and/or by a writ in the nature of mandamus and/or appropriate writ, order or direction of this Honourable Court and be pleased to direct the respondents to release the arrears of salary of the petitioners from 6-4-1999 onwards till the petitioners were again taken on job.

3. So far as the first prayer is concerned, the counsel for the respondents is not opposing it and accordingly, the respondent No.1 is directed to finalise the revised seniority list as per the statement made before this Court in special civil application No.3827 of 1999 within a period of three months from the date of receipt of writ of this order.

4. So far as the second prayer made by the petitioners is concerned, it is open to the petitioners to file a representation in respect thereof to the respondent No.3 and if such a representation is filed within a period of seven days from the date of receipt of certified copy of this order, the same may be decided in accordance with law as early as possible say within three months from the date of receipt thereof. The special civil application and Rule stand disposed of accordingly with no order as to costs.

zgs/-